



U.S. Department
of Transportation

**Research and
Special Programs
Administration**

400 Seventh Street, S.W.
Washington, D.C. 20590

DEC 10 1999

DOT-E 8228
(TENTH REVISION)

EXPIRATION DATE: November 30, 2001

(FOR RENEWAL, SEE 49 CFR § 107.109)

1. **GRANTEE:** The Bureau of Alcohol, Tobacco and Firearms (ATF)
U.S. Department of the Treasury
Washington, D.C.

(See Appendix A to this document for a list of additional grantees)
2. **PURPOSE AND LIMITATION:** This exemption authorizes the transportation in commerce of the packagings described in paragraph 7 herein, containing certain explosives which have not been examined and approved, not to exceed 35 grams of one type of explosive material or one explosive device, not exceeding 35 grams in any one package. This exemption provides no relief from any regulation other than as specifically stated herein.
3. **REGULATORY SYSTEM AFFECTED:** 49 CFR Parts 106, 107 and 171-180.
4. **REGULATIONS FROM WHICH EXEMPTED:** 49 CFR § 172.102, Special Provision 101, § 172.203(k), and § 173.56(b).
5. **BASIS:** This exemption is based on the application of ATF dated December 3, 1999, submitted in accordance with § 107.109.
6. **HAZARDOUS MATERIALS (49 CFR § 172.101):**

Hazardous materials description -- proper shipping name	Hazard Class/ Division	Identi- fication Number	Packing Group
Articles, explosive, n.o.s	1.4S	UN0349	II
Substances, explosive, n.o.s	1.4S	UN0481	II

7. PACKAGING AND SAFETY CONTROL MEASURES: Not more than 35 grams of one type of explosive or one explosive device, not exceeding 35 grams in weight, must be placed in a sealed evidence container which must be cushioned with a non-combustible material in a pasteboard carton. The carton must be placed in a UN 4G fiberboard box or a corrugated fiberboard box meeting PG II and cushioned with a non-combustible material. Only one sample of explosive material or one device per outside packaging is authorized.
8. SPECIAL PROVISIONS:
- a. Only shipments consigned directly to an ATF Laboratory, or shipments to a U.S. government contractor or contract laboratory are authorized.
- b. Shippers using the packaging covered by this exemption must comply with all provisions of this exemption, and all other applicable requirements contained in 49 CFR Parts 171-180.
- c. SHIPPING PAPERS AND PACKAGE MARKING - Shipping papers must include, and packages must be marked, "SAMPLE FOR LABORATORY EXAMINATION" in place of the names required by § 172.102, Special Provision 101, and § 172.203(k).
9. MODES OF TRANSPORTATION AUTHORIZED: Motor vehicle, rail freight, and cargo aircraft only.
10. MODAL REQUIREMENTS:
- A current copy of this exemption must be carried aboard each aircraft used to transport packages covered by this exemption. The shipper must furnish a current copy of this exemption to the air carrier before or at the time the shipment is tendered.
11. COMPLIANCE: Failure by a person to comply with any of the following may result in suspension or revocation of this exemption and penalties prescribed by the Federal hazardous materials transportation law, 49 U.S.C. 5101 et seq:
- o All terms and conditions prescribed in this exemption and the Hazardous Materials Regulations, 49 CFR Parts 171-180.
 - o Registration required by § 107.601 et seq., when applicable.

DEC 10 1999

Continuation of DOT-E 8228 (10th Rev.)

Page 3

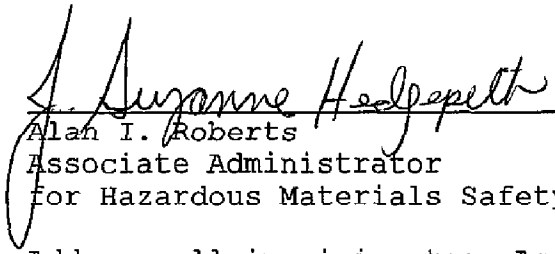
Each "Hazmat employee", as defined in § 171.8, who performs a function subject to this exemption must receive training on the requirements and conditions of this exemption in addition to the training required by § 172.700 through § 172.704.

No person may use or apply this exemption, including display of its number, when the exemption has expired or is otherwise no longer in effect.

12. REPORTING REQUIREMENTS: The carrier is required to report any incident involving fire, explosion, or loss of packaging contents or packaging failure to the Associate Administrator for Hazardous Materials Safety (AAHMS) as soon as practicable. (Sections 171.15 and 171.16 apply to any activity undertaken under the authority of this exemption.) In addition, the holder(s) of this exemption must inform the AAHMS, in writing, of any incidents involving the package and shipments made under the terms of this exemption.

Issued at Washington, D.C.:

DEC 10 1999

for 
Alan I. Roberts
Associate Administrator
for Hazardous Materials Safety

(DATE)

Address all inquiries to: Associate Administrator for Hazardous Materials Safety, Research and Special Programs Administration, Department of Transportation, Washington, D.C. 20590.
Attention: DHM-31.

The original of this exemption is on file at the above office. Photo reproductions and legible reductions of this exemption are permitted. Any alteration of this exemption is prohibited.

Copies of exemptions may be obtained from the AAHMS, U.S. Department of Transportation, 400 7th Street, S.W., Washington, DC 20590-0001, Attention: Records Center, 202-366-5046.

Dist: FHWA, FRA, FAA
PO: sln99

The following are hereby granted party status to this exemption based on their application(s) submitted in accordance with § 107.107 or § 107.109, as appropriate:

Company Name City/State	Applica- tion Date	Issue Date	Expiration Date
Central Intelligence Agency Washington, DC	12/13/1999	12/16/1999	11/30/2001
U.S. Department of Justice (FBI) Washington, DC	11/16/1999	12/3/1999	11/30/2001
Department of Defense Washington, DC	12/3/1999	12/3/1999	11/30/2001
U.S. Consumer Product Safety Commission Washington, DC	2/21/2001	FEB 27 2001	11/30/2001

Ann Mazzullo
for Robert A. McGuire
Associate Administrator for
Hazardous Materials Safety